

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

JAMES WALTERS, SR.

PLAINTIFF

VS.

CIVIL ACTION NO. 3:06-CV-48-HTW-JCS

**REXON INDUSTRIAL CORPORATION
d/b/a REXON AMERICA and POWER TOOLS
SPECIALIST, INC., SEARS BRANDS, LLC
d/b/a CRAFTSMAN, SEARS ROEBUCK
and COMPANY**

DEFENDANTS

AGREED ORDER OF DISMISSAL WITH PREJUDICE

The joint *ore tenus* Motion of the Plaintiff and the Defendants to dismiss this case with prejudice has come before the Court. Having considered the Motion, and having been advised that the parties have reached a settlement, the Court finds that the Motion is well taken and should be granted.

IT IS, THEREFORE, ORDERED that all claims are dismissed with prejudice. Each party is to bear its own costs.

ORDERED on this the 29th day of June, 2007.

s/ HENRY T. WINGATE

CHIEF UNITED STATES DISTRICT JUDGE

AGREED TO AND APPROVED:

s/ Kenneth C. Miller
Kenneth C. Miller, Esq.
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COUNSEL FOR DEFENDANTS

CIVIL ACTION NO. 3:06-CV-48 HTW-LRA
AGREED ORDER OF DISMISSAL WITH PREJUDICE